

1 Lynda J. Zadra-Symes (SBN 156,511)
2 Lynda.Zadra-Symes@kmob.com
3 Jeffrey L. Van Hoosear (SBN 147,751)
4 Jeffrey.VanHoosear@kmob.com
5 David G. Jankowski (SBN 205,634)
6 David.iankowski@kmob.com
KNOBBE, MARTENS, OLSON & BEAR, LLP
2040 Main Street
Fourteenth Floor
Irvine, CA 92614
Phone: (949) 760-0404
Facsimile: (949) 760-9502

Attorneys for Defendant/Counter-Plaintiff,
KEATING DENTAL ARTS, INC.

IN THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION

13 JAMES R. GLIDEWELL DENTAL
14 CERAMICS, INC. dba GLIDEWELL
15 LABORATORIES,
16 Plaintiff,
17 v.
18 KEATING DENTAL ARTS, INC.
19 Defendant.
20 AND RELATED COUNTERCLAIMS.
21
22) Civil Action No.
) SACV11-01309-DOC(ANx)
)
) [PROPOSED] ORDER
) GRANTING KEATING
) DENTAL ARTS, INC.'S
) MOTION FOR SUMMARY
) JUDGMENT OF(1) NO
) INFRINGEMENT OF
) GLIDEWELL'S
) REGISTERED
) TRADEMARK, (2) NO
) VIOLATION OF SECTION
) 43(a) OF THE LANHAM
) ACT, AND (3) NO UNFAIR
) COMPETITION UNDER
) CALIFORNIA LAW
)
) Honorable David O. Carter

23
24
25
26
27
28

Having considered the motion of Keating Dental Arts, Inc. (“Keating”) for summary judgment of (1) no infringement of James R. Glidewell Dental Ceramics, Inc. d/b/a Glidewell Laboratories’ (“Glidewell”) Registered Trademark, (2) no violation of Section 43(a) of the Lanham Act, and (3) no unfair competition under California law, and all papers filed in support thereof, all papers in opposition thereto filed by Glidewell, and the oral argument of counsel (if any) at any hearing on the motion, and good cause appearing therefor, the Court hereby GRANTS Keating’s motion as follows:

9 Keating is entitled to judgment as a matter of law that:

- 10 • Keating has not infringed Glidewell’s U.S. Trademark Registration
11 No. 3,739,663;

12 • Keating has not violated Section 43(a) of the Lanham Act; and

13 • Keating has not committed unfair competition under California
14 law.

IT IS SO ORDERED.

Dated:

JUDGE DAVID O. CARTER

14368105
111812